

FOOTHILL TRANSIT

MINUTES

The special meeting of the Foothill Transit Executive Board was held Thursday, March 5, 2009, at the Foothill Transit Board Room, 100 South Vincent Avenue, 2nd Floor, West Covina.

Chair Delach called the meeting to order at 8:07 a.m. The following members were present, constituting a quorum of the Executive Board:

Peggy Delach, Chair
Roger Chandler
Paula Lantz
Lola Storing

Staff and guests present:

Doran Barnes, Executive Director
Kevin McDonald, Deputy Executive Director
Darold Pieper, General Counsel (via conference call)
Ed Gill, Legal Counsel
Lee Millen, Deputy Secretary
George Karbowski, Director of Operations & Maintenance
Gary Nehls, Director of Procurement
David Reyno, Director of Government Relations
Linda Somilleda, Director of Marketing & Communications
Vanessa Rachal, Department of Public Works

Call To Order

Following the opening video of the NABI factory, Doran Barnes, Executive Director, reported that Linda Somilleda and George Karbowski joined him at the NABI factory to view production of Foothill Transit's new procurement of buses. This is the first time NABI has allowed a client to address their workforce and hand out mementos. Mr. Barnes was complimented on his development of a creative and informative video presentation.

Pledge of Allegiance

Chair Delach led those present in the Pledge of Allegiance.

PUBLIC COMMENT

There was none.

REGULAR AGENDA:

CONTRACT AWARD – A&E CONSULTING SERVICES

Gary Nehls, Director of Procurement, reported that at the December 12, 2008 Executive Board meeting, the Board authorized the Executive Director to issue a Request for Proposal (RFP) for architectural and engineering (A&E) services for Phase III of the West Covina Park & Ride project. A contract was first awarded in 2005 for A&E services associated with a site located at Faith Community Church, but since that time both the site and economic circumstances have changed significantly. It was determined to be in the best interest of Foothill Transit that the process be reopened and new proposals sought for the final stages of the project. On December 16, 2008, RFP No. 09-009 was issued for A&E services.

Negotiations with the highest rated proposer, Parkitects + Owen, were unsuccessful. On February 19, 2009, per Foothill Transit's procurement guidelines, negotiations were initiated with Johnson Fain, the next highest ranked firm.

Pending the Executive Board's authorization, Johnson Fain will begin work on the final structure design, including both plans and revised elevations.

Ed Gill, Legal Counsel, reported that the highest rated proposer's attorney filed a "bid protest" with Foothill Transit last week; however, it was filed untimely.

Chair Delach noted that Johnson Fain is highly regarded in the industry.

The Executive Board authorized the Executive Director to execute a contract in the amount of \$1.2 million and negotiate final contract terms and conditions with Johnson Fain Architecture for A&E Services for Phase III of the West Covina Park and Ride.

Motion: Member Chandler, seconded by Member Storing
Vote: Unanimously carried

AMERICAN RECOVERY & REINVESTMENT ACT OF 2009 UPDATE

David Reyno, Director of Government Relations, reported that on February 17, 2009, President Obama signed into law H.R. 1, the American Recovery and Reinvestment Act (ARRA) of 2009. The comprehensive economic stimulus legislation provides \$789 billion dollars in spending and tax relief to help kick start the nation's economy. The economic recovery package includes \$8.4 billion dollars for new capital investment for public transportation. Foothill Transit is scheduled to receive \$20.9 million from these funds.

The Federal Transportation Administration (FTA) is scheduled to receive their final numbers today, with legislation stipulating that grantees must obligate 50 percent of the funds within 135 days of the apportionment. "Obligate" is defined as obtaining an FTA

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grant approval, and since Foothill Transit is in the queue the second 50 percent must be obligated within 320 days. The Governing Board authorized today the programming of an anticipated \$28.2 million into the current fiscal budget programmed for the Regional Transportation Improvement Plan (RTIP).

Ed Gill advised that the original terms required the funds expended within 90 days, and currently there is no fixed deadline. Funds will be spent more quickly than anticipated, and two contracts are currently being drafted for new services.

As a result of the revised estimate of the American Recovery and Reinvestment Act (ARRA) funds to be allocated to Foothill Transit, the Executive Board authorized the Executive Director to:

1. Delay the construction of spray booths at Foothill Transit's operating facilities; and
2. Reduce the amount of ARRA funds allocated to preventive maintenance in FY 2010.

Motion: Member Chandler, seconded by Member Lantz

Vote: Unanimously carried

EXECUTIVE DIRECTOR COMMENT

Doran Barnes reported he will return to Washington, D.C. to attend APTA meetings, and will meet with Foothill Transit's congressional delegation to discuss charter regulations and funding for electric buses.

BOARD MEMBER COMMENT

There was none.

ADJOURNMENT

There being no further business, the Executive Board adjourned at 8:30 a.m.